FROM-RatnerPrestia

PTO/SB/30 (09-04) (AW 10/2004)
Approved for uso through 7/31/2006. CMB 0851-0031
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Request for Continued Examination (RCE) **Transmittal**

Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

| Application Number | 09/693,342 | |
|----------------------|------------------|--|
| Filing Date | October 20, 2000 | |
| First Named Inventor | Patrick McErlean | |
| Art Unit | 2145 | |
| Examiner Name | Thomas Duong | |
| Attorney Docket No. | FKC-109US | |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

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|--|---|-------------|--|-------------------------------------|-------------------|------|-------------------|---------------------------------|------------|--|
| 1. [| 1. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed un-entered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed un-entered amendment(s) entered, applicant must request non-entry of such amendment(s). | | | | | | | | | |
| | a. | × | Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked. | | | | | | | |
| | | i. | Consider the arguments in the Appeal Brief or Reply Brief previously filed on | | | | | | | |
| | | ii. | ☐ Other | | | | | | | |
| | þ. | | Enclosed | | | | | | | |
| | | i. | ☐ Amer | ndment/Reply | iiL. | | Information D | isclosure Staten | nent (IDS) | |
| | | ü. | ☐ Affida | davit(s)/Declaration(s) iv. Other | | | | | | |
| 2. (| Mis | cella | neous | | | | | | | |
| | Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months (Period of suspension shall not exceed 3 months; Foc under 37 CFR 1.17(l) required) | | | | | | | .103(c) for a period of quired) | | |
| | b. | | Other | | | | | | | |
| з. (| Fee | es | The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to | | | | | | | |
| | CA- | | Deposit Account No. 18-0350. I have enclosed a duplicate copy of this sheet. | | | | | | | |
| | | i. | RCE fee required under 37 CFR 1.17(e). | | | | | | | |
| | | ii. | Extension of Time fee (37 CFR 1.136 and 1.17). | | | | | | | |
| | | iii. | ☐ Other | | | | | | | |
| | b. | | Check in the amount of \$ is enclosed. | | | | | | | |
| | c. | \boxtimes | Payment by credit card (Form PTO-2038 enclosed) | | | | | | | |
| | WARNING: Information on this form may become public. Credit card information should not be included on this/form. Provide credit card information and authorization on PTO-2038. | | | | | | | | | |
| 7 | | | | SIGNATURE OF | F APPLICANT, A | ITTO | RNEY, OR AGI | NT REQUIRE | | |
| Signature (() | | Da | Date | | December 17, 2004 | | | | | |
| Name (Print/Type) Kenneth N. Nigon | | Re | Registration No. (Attorney/Agent) | | 31,549 | | | | | |
| CERTIFICATE OF MAILING OR TRANSMISSION | | | | | | | | | | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below. | | | | | | | | | | |
| | Signature Tonular Blich | | | | | | | | | |
| Nar | lame (Print/Type) Tonya M. Belger Date December 17, 2004 | | | | | | December 17, 2004 | | | |

This collection of information is required by 37 CFR 1.114. This information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is returned to late 12 the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including genering, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patonts, P.O. Box 1450, Alexandria VA 32313-1450. Alexandria, VA 22313-1450.

If you need assistance completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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| First Named Inventor | Patrick McErlean |
| Art Unit | 2145 |
| Examiner Name | Thomas Duong |
| Attorney Docket No. | FKC-103US |
| | U.S. Patent and Treater required to respond to a collection of in Application Number Filing Date First Named Inventor Art Unit Examiner Name |

This is a Request for Continued Examination (RCE) under Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to

| June | June 8, 1995, or to any design application. See Instruction Sheet for ACES (not to be substituted to the GOT + 0, 44 Page 2 | | | | | | | | |
|--|--|--|-----------------------------------|--|----------------------------------|---------------|--|---|-----------------------------|
| 1. [| Submission required uncer 37 CFR 1.114 Note: If the RCE is proper, any previously filed un-entered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed un-entered amendment(s) entered, applicant must request non-entry of such amendment(s). a. Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action | | | | | | | | |
| | a. | X | may be con | isidered as a submission e | even it this bo | X 15 I | joi cnecked. | | |
| | | i. | ☐ Consi | der the arguments in the A | ppeal Brief o | r Rej | oly Brief previous | ily filed on | _ ' |
| | | ö. | □ Other | · | | | | | |
| | b. | | Enclosed | | | _ | | | . 415.63 |
| | | i. | ☐ Amen | dment/Reply | īii. | | Information Dis | closure Statem | ient (IDS) |
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| 3. | Fe | es | The RCE f | ee under 37 CFR 1.17(e) is | s required by | 37 (| CFR 1.114 when | the RCE is file | d. |
| , , | a. | ☒ | The Direct | or is hereby authorized to o | charge the fo | (lowin | ng fees, or credi | any overpaym | ients, to |
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| Sig | natu | re | | 1000 | 1 | Da | te | | December 17, 2004 |
| Nai | Name (Print/Type) Kenneth N. Nigon | | Registration No. (Atterney/Agent) | | ttomey/Agent) | 31,549 | | | |
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| T., | Signature ChetaM Buch | | | | | | | | |
| | | Print/T | ype) | Tonya M. Belger | 10. | - | ~~~ | Date | December 17, 2004 |
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